IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 6.9.2007

CORAM

THE HON'BLE MR.JUSTICE M.JAICHANDREN

Writ Petition No.27693 of 2006 (T)
(O.A.No.2041 of 1996)

M.Parthasarathy .. Petitioner

vs.

1. The Registrar of Co-operative Societies,
   Kilpauk, Madras - 600 010

2. The Joint Registrar of Co-operative
   Societies, North Arcot Ambedkar
   Region, Vellore

3. The Deputy Registrar of Co-operative
   Societies, Vellore

4. The Deputy Registrar of Co-operative
   Societies, Cheyyar Circle,
   Tiruvannamalai Sambuvarayar District

5. The State of Tamil Nadu
   rep. by The Secretary to Government,
   Co-operative Department, Fort St.George,
   Madras - 9 .. Respondents

This writ petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Certiorarified Mandamus to call for the records on the file of the second respondent in connection with the order passed by him in his proceedings No.Na.Ka.25075/89, Sa.Pa. Dated 22.11.1993, and quash the same and to direct the respondents to consider the name of the applicant for promotion to the post of Co-operative Sub-Registrar with effect from the date of promotion given to his immediate junior with all monetary and service benefits.

For petitioner : Mr.R.Singaravelan
For respondents : Mr.M.K.T.Gopu
Government Advocate

WEB COPY

https://hcservices.ecourts.gov.in/hcservices/

O R D E R

Initially the petitioner had filed O.A.No.2041 of 1996, on the file of the Tamil Nadu Administrative Tribunal and the same has been transferred to this Court and renumbered as W.P.No.27693 of 2006.

2. With the consent of the learned counsels appearing on either side, the writ petition is taken up for final disposal.

3. Though the petitioner has challenged the impugned order passed by the second respondent, on 22.11.1993, it is brought to the notice of this Court that an appeal had been preferred by the petitioner before the first respondent, on 27.1.1994, and it is still pending on the file of the first respondent.

4. The learned counsel appearing on behalf of the petitioner has further submitted that it would suffice, if the first respondent is directed to consider and dispose of the petitioner's appeal, dated 27.1.1994, within a specified period.

5. Considering the limited prayer sought for by the learned counsel appearing on behalf of the petitioner, without going into the merits of the case, the first respondent is directed to consider and dispose of the petitioner's appeal, dated 27.1.1994, on merits and in accordance with law, after giving sufficient opportunity to the parties concerned, within a period of eight weeks from the date of receipt of a copy of this order. The petitioner is directed to furnish a copy of the appeal, dated 27.1.1994, to the first respondent along with a copy of this order.

With the above directions, the writ petition is disposed of. No costs.

Sd/
Asst.Registrar

/true copy/

Sub Asst.Registrar

To

1. The Registrar of Co-operative Societies,
   Kilpauk, Madras - 600 010

2. The Joint Registrar of Co-operative
   Societies, North Arcot Ambedkar
   Region, Vellore

WEB COPY

https://hcservices.ecourts.gov.in/hcservices/

3. The Deputy Registrar of Co-operative
   Societies, Vellore

4. The Deputy Registrar of Co-operative
   Societies, Cheyyar Circle,
   Tiruvannamalai Sambuvarayar District

5. The Secretary to Government,
   The State of Tamil Nadu
   Co-operative Department, Fort St.George,
   Madras - 9

1 CC To Mr.R.Singgaravelu, Advocate, SR NO.55837.
1 CC to the Government Pleader, SR NO.56228.

Writ Petition No.27693 of 2006 (T)
(O.A.No.2041 of 1996)

LA(CO)
RVL 14.09.2007

WEB COPY

https://hcservices.ecourts.gov.in/hcservices/